



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

here application of

Ryuji UENO, et al.

Appln. No.: 09/816,655

Confirmation No.: 5746

Filed: March 26, 2001

For: APOPTOSIS INHIBITOR

Group Art Unit: 1614

Examiner: Not Yet Assigned

**PETITION TO ACCEPT UNINTENTIONALLY DELAYED CLAIM UNDER 35 U.S.C. §119(e) FOR  
THE BENEFIT OF A PRIOR FILED PROVISIONAL APPLICATION**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Pursuant to 37 C.F.R. §1.78(a)(6), Applicants hereby petition the Commissioner to accept an unintentionally delayed claim under 35 U.S.C. §119(e) for the benefit of a prior filed provisional application.

Submitted herewith is (i) a check for \$1240.00 for the surcharge set forth in §1.17(t) and (ii) a statement that the entire delay between the date the claim under 35 U.S.C. §119(e) was due under 37 C.F.R. §1.78(a)(5) and the date the claim was filed was unintentional, as well as a sworn English translation of U.S. Provisional Application No. 60/191,755, the provisional application from which benefit is claimed. If any additional fee is needed for this Petition, please charge it to Deposit Account No. 19-4880. A duplicate copy of this Petition is attached. Favorable consideration of this Petition is respectfully requested.

Respectfully submitted,

Bruce E. Kramer  
Registration No. 33,725

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BEK/amt  
Date: August 2, 2001

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UNITED STATES PATENT & TRADEMARK OFFICE  
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REQUEST FOR PATENT FEE REFUND			
1 Date of Request: <u>9-15-01</u>		2 Serial/Patent # <u>09/816655</u>	
3 Please refund the following fee(s):		4 PAPER NUMBER	5 DATE FILED
	Filing		\$
	Amendment		\$
	Extension of Time		\$
	Notice of Appeal/Appeal		\$
X	Petition	3	8/2/01 \$ 1240
	Issue		\$
	Cert of Correction/Terminal Disc.		\$
	Maintenance		\$
	Assignment		\$
	Other		\$
		7 TOTAL AMOUNT OF REFUND	\$ 1240
		8 TO BE REFUNDED BY:	
10 REASON:		Treasury Check	
	Overpayment	X	Credit Deposit A/C #:
	Duplicate Payment		9 19--4880
X	No Fee Due (Explanation): <u>Pet. § 18(a)(6) dismissed as prematurely filed</u>		
11 REFUND REQUESTED BY:			
TYPED/PRINTED NAME: <u>L. Hicks</u>		TITLE: <u>Pets Eng'g</u>	
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Instructions for completion of this form appear on the back. After completion, attach white and yellow copies to the official file and mail or hand-carry to:

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